

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appeal No. 2009-014165
Application No.: 10/776,497
Filing Date: February 10, 2004
Applicant: Blaine R. Bateman
Group Art Unit: 2821
Examiner: Robert Karacsony
Title: WIRELESS ACCESS POINT WITH ENHANCED COVERAGE
Attorney Docket: 9062A-000091/US

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, Applicant hereby submits an Information Disclosure Statement for consideration by the Examiner.

The patents, publications and other information requested to be considered by the Office (except unpublished U.S. patent applications) are listed on Form 1449 attached hereto.

Submitted herewith is a legible copy of (i) each foreign patent; (ii) each publication or that portion which caused it to be listed, other than U.S. patents and U.S. patent application publications unless required by the Office; (iii) each unpublished U.S. application listed below in Section IV (i.e., including the specification, claims, and any drawing of the application, or that portion of the application which caused it to be listed, including any claims directed to that portion), except for such applications filed on or after June 30, 2003, pursuant to the Waiver of the Copy Requirement in 37 C.F.R. 1.98 (OG Notice dated October 19, 2004); and (iv) all other information or that portion which caused it to be listed.

Except as may be indicated below in (B), all of the patents, publications or other information are in the English language (concise explanation not required).

A concise explanation of the relevance of each patent, publication or other information listed that is not in the English language is as follows (see 37 C.F.R. § 1.98(a)(3)):

See the attached foreign patent office communication from a counterpart foreign application for TW 348326 and TW 564573.

A copy of the International Search Report and Written Opinion is attached for the Examiner's information. The documents listed on the International Search report and Written Opinion have been previously cited in a Nonfinal Office Action issued April 18, 2007, and a Final Office Action issued September 17, 2007 by the U.S. Patent and Trademark Office for the instant application.

Also provided for the Examiner's consideration is a copy of a Taiwan Office Action from Taiwan patent application No. 094102911 which is related to the instant application through a priority claim.

This IDS is being filed under **37 C.F.R. § 1.97(d)** after the mailing date of either a Final Office Action under 37 C.F.R. § 1.113 or a Notice of Allowance under 37 C.F.R. § 1.311, yet on or before payment of the issue fee. See the certification below. A fee in the amount of \$180.00 is required by 37 C.F.R. § 1.17(p).

CERTIFICATION UNDER 37 C.F.R. § 1.97(e):

The undersigned hereby certifies that each item of information contained in this IDS was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS (See 37 C.F.R. § 1.97(e)(1)). See further statement under 37 C.F.R. 1.704(d) below in section VII, if applicable; or

STATEMENT UNDER 37 C.F.R. 1.704(d)

The undersigned hereby states that each item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this IDS.

Please charge Deposit Account No. 08-0750 in the amount of \$180.00 for the above-identified fee. A duplicate copy of this paper is attached.

Please charge any additional fees or credit any overpayment pursuant to 37 C.F.R. § 1.16 or § 1.17 to Deposit Account No. 08-0750.

The above references are being cited only in the interest of candor and without any admission that they constitute statutory prior art, contain matter which anticipates the invention, or which would render the same obvious, either singly or in combination,

to a person of ordinary skill in the art. Furthermore, this Information Disclosure Statement shall not be construed as a representation that a search has been made.

If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule (with a petition if necessary) and charge the appropriate fee to Deposit Account No. 08-0750.

Respectfully submitted,

Dated: March 25, 2011

/Anthony G. Fussner/
By: _____
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